

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 98-M-1386

THE UNITED STATES OF AMERICA and
THE STATE OF COLORADO,

Plaintiffs,

v.

RICO DEVELOPMENT CORPORATION;
WAYNE WEBSTER; and VIRGINIA SELL,

Defendants.

MOTION FOR WITHDRAWAL OF COUNSEL

COMES NOW the law firm of Gablehouse & Epel, LLC, and moves the Court for an Order granting them leave to withdraw as counsel for Defendants Wayne Webster ("Webster") and Rico Development Corporation ("Rico"), pursuant to D.C.COLO.LR 83.5(D). As grounds for this Motion, the undersigned state the following:

1. Plaintiffs filed their Complaint in this action on July 19, 1999.
2. The undersigned accepted service of the Complaint on behalf of Defendants Webster and Rico on November 29, 1999.
3. No Answer or other responsive pleading has yet been filed in the case. The proceedings are currently stayed until May 2, 2000.
4. On April 10, 2000, the undersigned were informed by letter that they were being discharged as counsel for Defendants Webster and Rico.
5. The undersigned have conferred by phone and in writing with Defendant Webster

regarding his obligations to the Court should leave to withdraw be granted, and of the possible consequence attached to such withdrawal.

6. The undersigned have conferred with counsel for Plaintiffs and for Defendant Virginia Sell regarding this Motion, pursuant to D.C.COLO.LR 7.1(A).

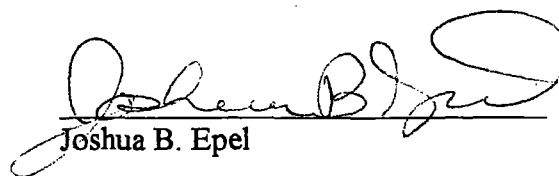
7. Due to the procedural posture of the case, no prejudice to any of the parties to this action will result if the Court grants leave to withdraw.


8. Pursuant to D.C.COLO.LR 83.5(D), a copy of this Motion is being served upon all counsel of record and upon the undersigned's client.

WHEREFORE, the undersigned request the Court grant them leave to withdraw as counsel for Defendants Webster and Rico. A proposed Order is attached for the Court's convenience.

Respectfully submitted this 14th day of April, 2000.

GABLEHOUSE & EPEL, LLC


Joshua B. Epel


Donn L. Calkins
1050 17th Street, Suite 1730
Denver, Colorado 80265
(303) 572-0050

Attorneys for Wayne Webster and
Rico Development Corporation

CERTIFICATE OF MAILING

The undersigned hereby certifies that on this 14th day of April, 2000, a true a correct copy of the foregoing MOTION FOR WITHDRAWAL OF COUNSEL was placed in the U.S. mails, postage prepaid, addressed to the following:

Kevin M. Ward, Esq.
1700 Lincoln, Suite 1800
Denver, Colorado 80203

Annette Quill, Esq.
Natural Resources and Environment Section
Colorado Department of Law
1525 Sherman Street, 5th Floor
Denver, Colorado 80203

Sheldon Muller, Esq.
Special Attorney
United States Environmental Protection Agency
999 18th Street, Suite 500
Denver, Colorado 80202

Stephen Taylor, Esq.
Assistant United States Attorney
1961 Stout Street, Suite 1100
Drawer 3608
Denver, Colorado 80294

Wayne Webster
P.O. Box 592
Athens, Texas 75751



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ORDER

Pursuant to the Motion for Withdrawal of Counsel, filed April 14, 2000, pursuant to
D.C.COLO.LR 83.5(D), for good cause shown, it is

ORDERED that the law firm of Gablehouse & Epel, LLC shall be permitted to withdraw
as counsel of record for Defendants Wayne Webster and Rico Development Corporation.

Dated this ____ day of _____, 2000.

BY THE COURT:

Richard P. Matsch, Chief Judge